

Attorney's Docket No.: 00637-025001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John H. Westerbeke  
 Serial No. : 09/862,973  
 Filed : May 22, 2001  
 Title : CONTROLLING EXHAUST TEMPERATURES

Art Unit : 3747  
 Examiner : Jason Benton

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

PETITION TO WITHDRAW

Applicant hereby petitions under § 1.313(c)(2) for the withdrawal of this application from issue to permit consideration of a Request for Continued Examination and Preliminary Amendment, both filed herewith. The issue fee was paid on September 22, 2005. The request for continued examination is intended to continue this application on the grant of this petition.

Enclosed is a check for \$130 in payment of the petition fee required by § 1.17(i). Please apply any other charges or credits to Deposit Account No. 06-1050, referencing attorney docket number 00637-025001.

Respectfully submitted,

Date: 11/23/2005


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## CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

November 23, 2005

Date of Transmission

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 Signature

Christie Bracey  
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Number of pages including this page 11

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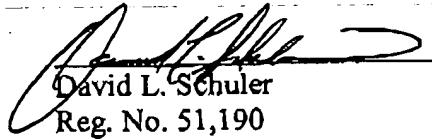
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**OFFICE OF PETITIONS**

Attached to this facsimile communication cover sheet is a Petition to Withdraw, Request for Continued Examination (RCE), Preliminary Amendment and Rescission of Previous Nonpublication Request, faxed this 23<sup>rd</sup> day of November, 2005, to the United States Patent and Trademark Office.

Respectfully submitted,



David L. Schuler  
Reg. No. 51,190

Date: November 23, 2005

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